IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 7TH DECEMBER 2007 / 16TH AGRAHAYANA 1929

WP(C).No. 36888 of 2004(N)

PETITIONERS:

1. **RAGHAVAN K.S. JUNIOR HEALTH INSPECTOR GRADE II, P.H.C. ENNAPPARA, THAYANOOR, KASARAGOD DISTRICT.**

2. **JALSY KURIAN, JUNIOR PUBLIC HEALTH NURSE GRADE II, P.H.C. CHERUTHAZHAM, KANNUR DISTRICT.**

BY ADV. SRI. KALEESWARAM RAJ

RESPONDENTS:

1. **STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF HEALTH AND FAMILY WELFARE SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE DIRECTOR OF HEALTH SERVICE, THIRUVANANTHAPURAM.**

3. **THE DISTRICT MEDICAL OFFICER HEALTH, KASARAGOD.**

4. **THE DISTRICT MEDICAL OFFICER HEALTH, KANNUR.**

BY GOVERNMENT PLEADER SMT. K.R. DEEPA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C). 36888/2004

A P P E N D I X

PETITIONERS' EXHIBITS:

EXT. P1 : COPY OF THE REPRESENTATION FILED BY THE 1ST PETITIONER BEFORE THE 1ST RESPONDENT.

EXT. P2 : COPY OF THE REPRESENTATION FILED BY THE 2ND PETITIONER BEFORE THE 1ST RESPONDENT.

// True Copy //

P.A. to Judge.

smp

KURIAN JOSEPH, J.

W.P.(C) NO. 36888 OF 2004

Dated this the 7th day of December, 2007.

J U D G M E N T

The issue raised in this writ petition regarding counting of provisional service rendered prior to 01.10.1994 is covered in favour of the petitioners by the decision reported in ***Sobhana* vs. *State of Kerala* (2004(3) KLT 131)**. Therefore, there will be a direction to the competent respondent to take appropriate action in the case of the petitioners for granting benefits in the light of the decision referred to above. Needful shall be done within a period of one month from the date of production of a copy of this judgment.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp